

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JAN 28 2016

JULIA C. DUDLEY, CLERK
BY: *H.M. Denney*
DEPUTY CLERK

STEPHAN ISSIAH MCCAUL,
Plaintiff,

v.

DR. MOSES QUINONES, et al.,
Defendants.

) Civil Action No. 7:15-cv-00652
)
)
)

) MEMORANDUM OPINION
)
)

) By: Hon. Jackson L. Kiser
) Senior United States District Judge
)

Stephan Issiah McCaul, a Virginia inmate proceeding pro se, filed a complaint pursuant to 42 U.S.C. § 1983, naming the Middle River Regional Jail ("Jail") and Dr. Moses Quinones as defendants. This matter is before me for screening, pursuant to 28 U.S.C. § 1915A. After reviewing Plaintiff's submissions, I dismiss any claims against the Jail without prejudice.

The court must dismiss claims alleged against the Jail because the Jail is not amenable to suit via § 1983. See West v. Atkins, 487 U.S. 42, 48 (1988) (recognizing a § 1983 claim must allege the violation of a federal right by a person acting under color of state law); Preval v. Reno, 57 F. Supp. 2d 307, 310 (E.D. Va. 1999) ("[T]he Piedmont Regional Jail is not a 'person,' and therefore not amenable to suit under 42 U.S.C. § 1983."), aff'd in part and rev'd in part, 203 F.3d 821 (4th Cir. 2000), reported in full-text format at 2000 U.S. App. LEXIS 465, at *3, 2000 WL 20591, at *1 ("The court also properly determined that the Piedmont Regional Jail is not a 'person' and is therefore not amenable to suit under § 1983[.]"). Plaintiff's claim against Dr. Quinones remains pending before the court, and the court shall notify Dr. Quinones of the action.

ENTER: This 28th day of January, 2016.

Jackson L. Kiser
Senior United States District Judge